SENATE BILL No. 308

—————

DIGEST OF SB 308 (Updated January 25, 2006 1:27 pm - DI 104)

Citations Affected: Noncode.

Synopsis: Medicaid income spend down. Allows the office of Medicaid policy and planning to apply for federal approval to amend the state Medicaid plan to include a pay-in option under which a Medicaid recipient may satisfy the state's income spend down requirements by paying to the state the spend down amount each month.

Effective: Upon passage.

Simpson

January 9, 2006, read first time and referred to Committee on Health and Provider Services.
January 26, 2006, amended, reported favorably — Do Pass.

C

o

p

y

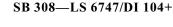Second Regular Session 114th General Assembly (2006)

SENATE BILL No. 308

A BILL FOR AN ACT concerning Medicaid.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) As used in this**
2 **SECTION, "office" refers to the office of Medicaid policy and**
3 **planning established by IC 12-8-6-1.**
4 **(b) As used in this SECTION, "pay-in option" refers to the**
5 **method allowed under 42 U.S.C. 1396b under which a Medicaid**
6 **recipient may satisfy a state's income spend down requirements by**
7 **paying to the state the spend down amount each month.**
8 **(c) Before June 1, 2006, the office may apply to the United States**
9 **Department of Health and Human Services to amend the state's**
10 **Medicaid plan to allow a Medicaid recipient to elect to participate**
11 **in the pay-in option in the state's Medicaid spend down program**
12 **allowed under 42 U.S.C. 1396b.**
13 **(d) The office may not implement the amendment described in**
14 **subsection (c) until the office files an affidavit with the governor**
15 **attesting that the amendment applied for under this SECTION is**
16 **in effect. If the office applies for the amendment described in this**
17 **SECTION, the office shall file the affidavit under this subsection**
18 **not later than five (5) days after the office is notified by the United**

1   **States Department of Health and Human Services that the**
2   **amendment is approved.**
3   **(e) If the office receives approval for the amendment under this**
4   **SECTION and the governor receives the affidavit filed under**
5   **subsection (d), the office may implement the amendment.**
6   **(f) The office may adopt rules under IC 4-22-2 necessary to**
7   **implement this SECTION.**
8   **(g) This SECTION expires December 31, 2013.**
9   SECTION 2. **An emergency is declared for this act.**

C
o
p
y

3

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 308, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 8, delete "shall" and insert "**may**".

Page 1, line 10, delete "include" and insert "**allow a Medicaid recipient to elect to participate in**".

Page 1, line 15, delete "The" and insert "**If the office applies for the amendment described in this SECTION, the**".

Page 2, line 3, delete "shall" and insert "**may**".

Page 2, line 3, delete "amendment not more" and insert "**amendment.**".

Page 2, delete line 4.

and when so amended that said bill do pass.

(Reference is to SB 308 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 7, Nays 0.

Copy

3

3

SB 308—LS 6747/DI 104+